

DAVID CHIU, State Bar #189542
 City Attorney
 MEREDITH B. OSBORN, State Bar #250467
 Chief Trial Deputy
 KAITLYN MURPHY, State Bar #293309
 ALEXANDER J. HOLTZMAN, State Bar #311813
 Deputy City Attorneys
 Fox Plaza
 1390 Market Street, 6th Floor
 San Francisco, California 94102-5408
 Telephone: (415) 554-6762 [Murphy]
 Telephone: (415) 554-3999 [Holtzman]
 Facsimile: (415) 554-3837
 Email: kaitlyn.murphy@sfcityatty.org
 Email: alexander.holtzman@sfcityatty.org

Attorneys for Defendants
 CITY AND COUNTY OF SAN FRANCISCO,
 AND PAUL MIYAMOTO, IN HIS OFFICIAL
 CAPACITY AS SAN FRANCISCO SHERIFF

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

JOSHUA SIMON, DAVID BARBER, AND
 JOSUE BONILLA, INDIVIDUALLY AND
 ON BEHALF OF ALL OTHERS
 SIMILARLY SITUATED, DIANA BLOCK,
 AN INDIVIDUAL AND COMMUNITY
 RESOURCE INITIATIVE, AN
 ORGANIZATION,

Plaintiffs,

vs.

CITY AND COUNTY OF SAN
 FRANCISCO, PAUL MIYAMOTO, IN HIS
 OFFICIAL CAPACITY AS SAN
 FRANCISCO SHERIFF,

Defendants.

Case No. 4:22-cv-05541-JST

**STIPULATION TO CONTINUE THE INITIAL
 CASE MANAGEMENT CONFERENCE;
 [PROPOSED] ORDER; AND DECLARATION
 OF KAITLYN MURPHY**

Judge: Hon. Jon S. Tigar
 Courtroom: Courtroom 6, 2nd Floor

Trial Date: Not Set

Pursuant to Civil Local Rules 6-2 and 7-11, the parties respectfully request an order resetting the Initial Case Management Conference currently set for Tuesday July 11, 2023, at 2:00 p.m., to Tuesday August 1, 2023, at 2:00 p.m., subject to the Court's availability. The parties jointly request a continuance of the Initial Case Management Conference because they anticipate the Court's order on the pending Motion to Dismiss, Motion for Preliminary Injunction, and Motion for Class Certification will shape the contents of the parties Initial Case Management Statement and discussions at the Initial Case Management Conference. (ECF No. 48.) Lead counsel for all parties is available on August 1, 2023 and the parties intend to conduct their Rule 26(f) conference on Wednesday July 12, 2023.

There are no other dates set in this matter that will be affected by a continuance of the Initial Case Management Conference.

Dated: July 3, 2023

DAVID CHIU
City Attorney
MEREDITH B. OSBORN
Chief Trial Deputy
KAITLYN MURPHY
ALEXANDER J. HOLTZMAN
Deputy City Attorneys

By: /s/ Kaitlyn Murphy
KAITLYN MURPHY

Attorneys for Defendants
CITY AND COUNTY OF SAN FRANCISCO, PAUL
MIYAMOTO, IN HIS OFFICIAL CAPACITY AS SAN
FRANCISCO SHERIFF

Dated: July 3, 2023

AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF NORTHERN CALIFORNIA, INC.

By: */s/ Avram Frey
AVRAM FREY

Attorney for Plaintiffs

**Pursuant to L.R. 5-1(h)(3), the electronic signatory
attests that each of the other Signatories have concurred
in the filing of this document.*

[PROPOSED] ORDER

Based on the parties' stipulation, and for good cause appearing, the Court VACATES the initial case management conference set for July 11, 2023 at 2:00 p.m., and RESETS the initial case management conference for until August 1, 2023 at 2:00 p.m. Case management statements are due by July 25, 2023.

IT IS SO ORDERED.

DATED: _____

HONORABLE JON S. TIGAR
United States District Judge

DECLARATION OF KAITLYN MURPHY

I, KAITLYN MURPHY, declare as follows:

1. I am an attorney and counsel of record for Defendants in this action. Except where otherwise indicated, the following facts are known to me personally, and if called upon as a witness, I would testify to them competently.

2. The parties have conferred and jointly request a continuance of the Initial Case Management Conference because they anticipate the Court's order on the pending Motion to Dismiss, Motion for Preliminary Injunction, and Motion for Class Certification will shape the contents of the parties Initial Case Management Statement and discussions at the Initial Case Management Conference. (ECF No. 48.)

3. This is the parties' second stipulation to continue the date of the Initial Case Management Conference. The parties also previously stipulated to adjust the briefing schedule on Plaintiffs' Motion for a Preliminary Injunction.

4. The parties have agreed to conduct their Rule 26(f) Conference on July 12, 2023. There are no other dates set in this matter that will be affected by a continuance of the Initial Case Management Conference.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct and that this declaration was executed on this 3rd day of July 2023, at San Francisco, California.

/s/ Kaitlyn Murphy
KAITLYN MURPHY